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Date: April 12, 2005

Operator: bfm

COMMENTS:

Re: U. S. Patent Application 09/830,814, filed April 27, 2001
Our Ref: FA/220A

Please find enclosed:

1. Letter of Transmittal (1 page)
2. Response to Restriction Requirement (1 page)
3. Petition for Extension of Time (1 page)


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APR 12 2005

Attorney Docket No.: FA/220A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--------------------------------------|---|---|
| In re Application of: Haimerl et al. |) | Group Art Unit: 3728 |
| |) | |
| Serial No.: 09/830,814 |) | Examiner: A. Stashick |
| |) | |
| Filed April 27, 2001 |) | I hereby certify that this correspondence |
| |) | is being facsimile transmitted to the: |
| For: Footwear Having A Sealed Sole |) | Commissioner For Patents, PO Box |
| Construction and a Method For The |) | 1450, Alexandria, VA 22313-1450 on |
| Production Thereof |) | April 12, 2005. |
| Commissioner For Patents |) |  |
| P. O. Box 1450 |) | Beverly McLennan |
| Alexandria, VA 22313-1450 |) | April 12, 2005 |
| |) | (date of faxing document) |

LETTER OF TRANSMITTAL

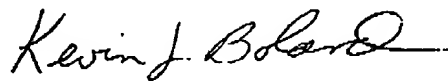
Dear Sir:

We enclose the following papers for filing in the U.S. Patent and Trademark Office in connection with the above-identified Patent Application:

1. Amendment to Office Action (1 page)
2. Petition for Extension of Time (1 page)

THE COMMISSIONER IS HEREBY AUTHORIZED AND IS REQUESTED TO CHARGE ALL FILING FEES DUE UNDER 37 C.F.R. §1.16 AND ALL OTHER FEES DUE UNDER §1.17 DURING THE PENDENCY OF THIS APPLICATION TO OUR DEPOSIT ACCOUNT NO. 07-1729.

Respectfully submitted,



Kevin J. Boland, 36,090
W. L. Gore & Associates, Inc.
551 Paper Mill Road
P.O. Box 9206
Newark, DE 19714-9206
(302 738-4880)

Date: April 12, 2005

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APR 12 2005

Attorney Docket No.: FA/220A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Haimerl et al.

) Group Art Unit: 3728

Serial No.: 09/830,814

) Examiner: A. Stashick

Filed April 27, 2001

For: Footwear Having A Sealed Sole
Construction and a Method For The
Production Thereof

) I hereby certify that this correspondence
) is being facsimile transmitted to the:
) Commissioner For Patents, PO Box
) 1450, Alexandria, VA 22313-1450 on
) April 12, 2005.

Commissioner For Patents
P. O. Box 1450
Alexandria, VA 22313-1450


Beverly McLennan

April 12, 2005
(date of faxing document)

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Dear Sir:

In response to the Office Action mailed on February 17, 2005, applicants present the following remarks.

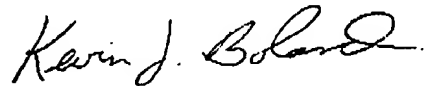
In the Office Action, the Examiner asserted that the application contains claims directed to more than one species of the invention. The Examiner specifically stated that the species are as follows.

Claims 1-38, directed to the product and method of making the product, whereas the product comprises an outsole and shank, with the shank having a water-tight layer covering it, and the outsole and shank, as well as the water-tight layer, being glued together; and claims 39-51 directed to the product and method of making the product, in which a hot melt glue is applied to a shank, which is then applied to a sole.

Applicants hereby elect, without traverse, to pursue the species of claims 1-38.

Should the Office have any questions, the Office is invited to telephone applicants' undersigned representative.

Respectfully submitted,



Kevin J. Boland, 36,090
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(302) 738-4880

Date: April 12, 2005